# THE SALT LAKE HERALD.

WEATHER TODAY.

FORECAST FOR SALT LAKE. Probably snow; colder.

ESTABLISHED JUNE 6, 1870.

SALT LAKE CITY, UTAH, FRIDAY, DECEMBER 5, 1902.

PRICE FIVE CENTS.

# **FOURTEEN BURNED** IN A FIRE TRAP

Unfortunate Guests Lost Their Lives in Chicago Hotel.

WERE SUFFOCATED IN BED

BUILDING HAD BEEN CON-DEMNED BY INSPECTOR.

- ∩ HICAGO. Dec. 4.-Fourteen ♦ men met death by suffocation + this morning in a fire which +
- occurred at 6 o'clock in the Lincoln + ♦ hotel, 176 Madison street. Thirteen ♦ + of those who lost their lives were +
- + stifled while lying in their beds. + + One victim was taken from the + + building before life was extinct, + + but died in the ambulance on the +

+ way to the nearest hospital.

Coroner Traeger, after inspecting the building, united with Fire Chief Mu-sham in declaring that the building was sham in declaring that the building was a veritable trap, and never should have been used for hotel purposes. Chief Musham declared that there were such wide cracks in the floors that the smoke poured through the building in clouds, rendering escape extremely difficult for those on the upper floors.

There was no fire escape on the front

those on the upper floors.

There was no fire escape on the front of the building, although one was in process of construction. The scaffolding was up and from it dangled several ropes, down which a number of people slid to the pavement after all escape by the stairway had been cut off.

The Dead. O. Yocum, fire insurance agent minent in Davenport, Ia.

- Samuel Yocum, his son A. B. Coon, lawyer, Marengo, Ills. F. L. Ewing, mail clerk, Marietta, O. H. F. Boswell, Chicago. T. V. Slocum, machine dealer, Wau-
- H. K. Woods, Lebanon, Ind. Edward Toner, printer, Milwaukee. S. W. Corey, railway postal clerk,
- Ward Lowe, railroad postal clerk, echlerville, Wis. M. M. Hardy, traveling salesman, Janesville, Wis.
- C. P. Cowan, collector on the Wabash railroad, St. Louis. George B. Graves, compositor, Chi-
- cago.
  Unidentified man, five feet eight inches tall, 165 pounds, thin brown hair and mustache. Injured.

The following were injured:
J. S. Allison, Richland Center, Wis.;
cut about head.
Edward. Davenport, Chicago; in-

ured internally by jumping from ourth story to roof of adjoining build-

W. G. Thomas, Cedar Rapids, Ia.;
W. G. Thomas, Cedar Rapids, Ia.;
badly cut and bruised.
William M. Snyder, Loom City, Ia.;
bruised by falling downstairs.
Mrs. June Sheppard, Chicago; back
strained, arms and hands cut and Robert C. Hamilton, Lebanon, Ind.;

hands cut. Cliff Ward, Battle Creek, Mich.; cut about head and hands lacerated.

F. G. Baker, Nashville, Mich.; feet

Westerland, Chicago; feet burned.
Olof Oldorf, Chicago; hands lacer-be made.

### Veritable Death Trap.

and contained an unusual number of rooms for a hotel of its size. After the fire Chief Musham of the fire department declared that they were the small-est rooms he had ever seen in any building. Had there been fewer parti-tions, he declared, the chances of life for those sleeping on the upper floors of the hotel would have been greatly

F. A. Smith, proprietor of the hotel, declared that there were, as nearly as he could judge without his books, about 125 people in the hotel. It was, in fact, filled to its utmost capacity, and many applicants for rooms were turned away lest night with the information that last night with the information that

they could not be accommodated.

Night Clerk Weber discovered the smoke pouring through the halls shortly before 6 o'clock, and did his best to alarm the guest, but the smoke was so dense and increased in volume so rap-idly that he was able to arouse only a small number, and was then compelled to grope his way to the street to avoid

The guests came down the one stair way of the building in all stages of undress, and several leaped from the windows of the second story to the sidewalk below and escaped without serious injury.

### Firemen Saved Many Lives.

The firemen, who arrived with great promptitude, saved many lives by carrying people down ladders from the windows. The smoke on the inside of the building was so thick and so pungent that the firemen were unable to do more than to take the people out of the windows. Those who were not able to reach the windows in a few minutes after the fire broke out were suffocated.

The fire itself amounted to very little.

A portion of the third and second floors was burned, and the blaze was extin-

(Continued on Page 2.)

# DURING THE CHURCH DINNER SEASON.



WELL, WHAT'S THE MATTER WITH HONES!

AND THEN TAKE A JOG OF

TEN MILES OR SO -





OYSTERS -

NEW ENGLAND

BOILED DINNER

FOUR HOUR STUNT ON YOUR WHEEL.

# THREE DESPERADOES HOLD UP EAGLE CLUB ROOMS AT POCATELLO, IDA.

Pocatello, Dec. 4.-About the boldest | room, in which there were not less and most daring hold-up in the history than thirty-five men, and covered the of Idaho was committed at 11 o'clock lot of them, each man holding two tonight, when three men whose faces guns. The third man then marched are familiar around town, and who did their work without masks, entered the rear door of the Eagle club rooms and robbed the house of about \$1,000.

Two of the men advanced into the large familiar around to the games and gathered up the money. The two who had the guns fired a volley into the ceiling as they departed. It is believed the robbers will soon be captured, as officers are hot on the trail.

Night and Day Until He

Ran Them Down.

Cashier Trumbo of the Bridger bank

has gone to Red Lodge for the purpose

grened, but he is expected to recover.

ed by the regular force of clerks.

conference of American republics, which has been in session here since Tuesday, came to an end tonight. San-tiago de Chile was selected as the place

of the next meeting, which will occur March 15, 1904.

MOSQUITO CARRIES

MUST GIVE UP THEIR

INSPECTOR HENDRIX

## GRUESOME DISCOVERY BANK ROBBERS CAUGHT

#### Badly Decomposed Remains of a Montana Sheriff Followed Them Man Found in Taylor Pond Near Marysvale.

(Special to The Herald.) Marysvale, Utah, Dec. 4.—At about Marysvale, Utah, Dec. 4.—At about 3:30 this afternoon Bernard Sorenson, while hunting water cress in the springs north of the Taylor pond and near the Rio Grande Western tracks, discovered the remains of an unknown man. The pond is distant about a half mile north of town, and is frequented by carp hunters. The body was distant from the bank about fifteen feet and lay face up in the water, only half of the remains being submerged. It must have been there a long time, as the birds had stripped the fiesh from the exposed parts. The remains are believed to be those of a demented man who stopped at the Bullion hotel here last June and wandered away during the night. It was dark when the remains were recovered, and the inquest was adjourned until tomorrow morning when a developed in presented to my services when a developed to my services when a developed to the services and the inquest was adjourned until tomorrow morning when a developed to the services are the services and the inquest was adjourned until tomorrow morning when a developed to the services are the services and the inquest was adjourned until tomorrow morning when a developed the services are the services and the services are the services are the services are the services and the services are the services and the services are the services and the services are the services are the services and the services are the services and the services are the services are the services are the services and the services are the serv 3:30 this afternoon Bernard Sorenson was adjourned until tomorrow morning, when a thorough investigation will of identifying them

### The hotel was four stories in height ABOVE DANGER LINE.

Shreveport, La., Dec. 4.-The Red river continues to rise at Shreveport and points above. It will go
above the danger line here tonight.
The bottom lands, inhabited prin-

#### RATHBONE SEEKS TO DISCREDIT CUBAN COURT

Washington, Dec. 4.-Major Estes G Rathbone, who was convicted of irregularities during his incumbency as director of posts of Cuba and who was ardoned after the American occupa pardoned after the American occupa-tion ended, was at the capitol today for the purpose of pressing his petition, filed with the senate at the last ses-sion, for an investigation of the methods used in his conviction by the Cu-

## REBELS DEFEATED.

Madrid, Dec. 4.-Advices from Tangier today say the forces of the sul-tan of Morocco have, after heavy fighting, finally defeated the rebels in the Zenmour territory.

The sultan narrowly escaped capture and his troops sustained heavy losses The pretender to the throne remains pretender to the throne remains at Tazza.

# WILL ASK FOR AN INCREASE OF WAGES, BUT ARE NOT PREPARING TO STRIKE

dvance of wages for their 170,000 mem-

"The reports emanating from Chicago that 170,000 men represented by the established railway labor organizations were forming a federation or combination for the purpose of making a concerted demand for increased wages on the railway companies in the territory AN AVALANCE.

As the railroad company owns alterated and from the purpose of making a content that an immense companies in the trailway companies in the trailway companies in the trailway sompones in the trailway strike and serious into some of the classes of representatives of some of the classes of representatives of the recently been held in Chicago, but have recently been held in Chicago, but have had no relation to the formation.

As the railroad company owns alterated the mewspaper correspondent and such movement is incontemplation. As the railroad company owns alteration or serious misunderstanding.

Baker City, Ore., Dec. 4.—A the mewspaper correspondent and such movement at incontemplation of railway appropries in the territory who suffered a severe hemorrhage at the mewspaper correspondent and immense company owns alteration or serious misunderstanding.

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Baker City, Ore., Dec. 4.—A the mewspaper correspondent and immense company owns alteration or serious misunderstanding.

The statement that an immense company of making a content that an immense company of railway personance of railway appropries in the territory which occurred at Cornucopia last the state today. This is the earliest toward recovery. Because of his reported at middle the propose time of same progressing to decision only on the only many of only in the mewspaper correspondent and unthor, who suffered a severe hemorrhage at the unexpection on the following it, is not known. At present the oil men such that an immense companies in the territory which occurred at Cornucopia last the state today. This is the state today. This is the earliest of the same provided throughout the state today. This is the state today. This is the earliest of the provided throughout the state today. The railway trail to some of the classes of railway labor. As the railroad dome

Cleveland, O., Dec. 4.—Grand Master P. H. Morrissey of the Brotherhood of Railway Trainmen, returned here today from Chicago, where he was in conference with prominent representatives of his organization in the west and northwest.

Upon request Mr. Morrissey dictated and gave the Associated Press the following signed statement concerning the reported combined movement on the part of the four leading organizations of railway employes to secure an advance of wages for their 170,000 mem. ferent parts of the territory may have similar requests in course of preparation, and from the character of these organizations we are confident that agreentents will be reached without any friction or serious misunderstanding.

#### Paymaster General of the Army Adds His Testimony to That of Other Officers.

Washington, Dec. 4.—General Bates, paymaster general of the army, has sent a communication to Adjutant General Corbin in regard to the army canteen, in which he says:

"The claim of the war department in recommending the restoration of the

recommending the restoration of the canteen to the army that during the operation of the canteen law the discipline of the army was superior, describine of the army was superior, describine on the army was superior, describine of the army was superior, described on the ecommending the restoration of the anteen to the army that during the peration of the canteen law the discords of the paymaster general's of-

"These records show that the paymasters of the army collected from 75,000 enlisted men (regulars) during the last year in which the canteen was in force on account of the soldiers' home dues, fines and forfeitures, \$62,698, while during the fiscal year 1902, since the abolishment of the canteen, there was collected by paymasters from aboout 70,000 enlisted men (regulars) on the same account, \$632,125.

"The fact, therefore, appears undisputable by the figures that the fine forfeitures imposed upon and collected from the enlisted men of the army were vastly increased during the year subsequent to the abolishment of the canteen, which increase cannot be well "These records show that the paymas-Butte, Mont., Dec. 4.—A special to the Miner from Billings says: News reached this place at a late hour this vening that Sheriff Potter of Carbon ounty captured the men today who obbed the bank at Bridger on Mon-

robbed the bank at Bridger on Monday of \$3,738. The report says that the robbers were overtaken at Fishtail creek, a tributary of the Rosebud river, near the Wyoming line. They were in the cabin of a rancher, Pat Murphy, and Murphy was arrested also.

The men were brought to Red Lodge this evening and lodged in jail. In their wild ride to escape, the robbers nearly completed a circle of 100 miles in diameter. Sheriff Potter has pursued them relentlessly day and night. He has the reputation of being one of the most intrepid officers in the west. Cashier Trumbo of the Bridger bank canteen, which increase cannot be well attributed to any other cause than the effects of an uncontrolled liquor traffic in connection with military posts, which traffic apepars to seriously affect the discipline and morals of the army."

#### CONFIDENTIAL CLERK DIES BY HIS OWN HAND

Philadelphia, Dec. 4.—Howard T. Goodwin, treasurer of the Columbia Mining company, and confidential clerk WOUNDED, BUT ALIVE Manila, Dec. 4.-Captain Pershing has of the firm of J. G. Cassatt & Co located what is left of a fleet of small bankers and brokers, committed suigunboats which the Spaniards sank in cide in the office of that firm in the Lake Lanoa, island of Mindanao, in 1898. Arcade building, Fifteenth and Market The bottom lands, inhabited printing and the cipally by negroes, are rapidly filling with water. A number of familiant to a point where some portions of the wrecks were visible. An effort will probably be made to raise the vessels.

Constabulary Inspector Hendrix, who was reported to have been killed in Samar, has been found alive, though the ladrones, on Nov. 25, the inspector wandered through the jungle for nearly a week and his wounds became gangrened, but he is expected to recover.

Arcade building, Fifteenth and Market streets, last night, by shooting himself in the head. He was found early to-day lying on a lounge in the rear office by a watchman. Mr. Goodwin had a revolver grasped tightly in his right hand and the lounge was saturated with blood which had flowed from the wound in his head. Mr. Goodwin was performing some work in the office when the clerks departed shortly after to o'clock last evening. That was the last seen of him alive. At the office of Cassatt & Co. today it was said no cause for the suicide could be given. cause for the suicide could be given.

### WILL STUDY THE CASES.

UNION OR THEIR JOBS Postoffice Department Has Modified Its Policy.

Buffalo, Dec. 4 .- A special to the Washington, Dec. 4.-The decisions of News from Suspension Bridge says the district court of appeals yesterday that men are being brought there to in the second-class mail reform cases that men are being brought there to take the places of a number of Michigan Central freight clerks, who are said to have resigned their positions rather than give up membership in their labor union. Superintendent Morford of St. Thomas is at Suspension Bridge. He brought with him eight men from Detroit, but when they learned the condition of affairs they refused to stay. The Detroit clerks stated that they were given to understand that there was a blockade of freight and their assistance was needed by the regular force of clerks. visions would have to be determined by itself, and that no general rule could be laid down under present conditions. DEATH IN ITS BILL

be laid down under present conditions. The department some time ago suspended its aggressive exclusion policy pending a determination of the issues in court, and this situation will continue for the present. Washington, Dec. 4.-The sanitary

### TRIED AND CONVICTED ' UNDER SPANISH LAWS

The mosquito came in for a good share of attention during the closing session and several resolutions bearing on the subject of infection were adoptout the subject of infection were adoptout the subject of columbia for the different governments to study in their respective territorles the geographical distribution of the mosquito. their respective territorles the geographical distribution of the mosquito.
A resolution offered by Dr. Guiteras
of Cuba is of broader scope, and in a
measure makes the statement that the
insect is the one factor in the communication of yellow fever.

AN AVALANCHE.

tenced to long
were seamen in the American navy, and
Johnson's petition states that they were
tried under the laws of Spain, in spite
of the fact that Guam was American
territory at the time of the commission
of the crime. Johnson's attorney claims
that the courts of Spain lacked jurisdiction, and asks that Johnson be given
an opportunity to show why he should
no longer be deprived of his liberty.

## CANTEEN ARGUMENT NAVAL WAR GAME BEGINS WITH THE "ENEMY" EAGER AND FULL OF FIGHT

Port of Spain, Island of Trinidad, to be Porto Rico or Culebra. The ships Wednesday, Dec. 3.—Rear Admiral passed through Boca Grande, going Summer has issued an order with recommanding the defending squadron, the course and speed of the "enemy." Consequently Admiral Sumner proposes, when out of sight of land, to chance his course and speed and then proceed to the port chosen for the scene of the attack.

It is often the case that the course of warships is followed by boxes and other refuse thrown overboard. Therefore. Admiral Sumner has decided that such debris must be put in condition to sink immediately when thrown into the sea, or that it be burned. New code signals for use day and night have been arranged, in order to prevent their being read by Admiral Higginson's

scouts.

Though his squadron is stronger than the one commanded by Admiral Cervera, Admiral Sumner declares that the problem before him is more difficult than that of the Spaniards, as the latter were able to choose ports in Cuba as well as in Porto Rico and Culebra. Moreover, the Spaniards moved from the Cape Verde islands, while Admiral Sumner's command is close and is limited in regard to time.

# Admiral Sumner's Squadron Now

Looking For a Weak Spot. Port of Spain, Island of Trinidad, Dec. 4.—The United States consul has been authoritatively informed through agents of the departure this morning of the "enemy's" squadron. Its destination is uncertain, but it is believed

spect to the neutrality of Trinidad. With the departure of the gunboat Eagle this morning communication with the shore ceased, and from now on the movements of the "enemy's" tion. A collier carrying 2,500 tons of squadron will be cloaked in mystery. While Admiral Sumner has not indicated a summer transfer of the summer has not indicated a summ

NOW, BRING-ME EVERY-THING ON

THE BILL

Last Until the 10th. Havana, Dec. 4.-The reciprocity ne-

gotiations between General Tasker Bliss and the Cuban secretaries, Zaldo and Montes, is practically at a stand-still, owing to the latter desiring to await the outcome of the bill intro-duced in the house of representatives providing for the appointment of a committee to draw up a bill defining the limits of the concessions which the Cuban government can offer foreign countries in negotiating reciprocity treaties. A committee of the house began the study of the question today. It is known that Secretaries Zaldo and Montes have reached a satisfactory agreement with General Bliss and that practically all that is left to be done is the signing of the agreement, but they do not wish to assume any re-sponsibility, especially since the recent cabinet crises, and in view of the ap-parent determination on the part of the nationalist party to oppose the

The nationalists claim to control the house, and the bill referred to is a nationalist measure. In a discussion in the senate today on the question, Senor Sanguilly said an agreement signed by Senor Palma and Secretaries Zaldo and Montes would not be binding, and that the matter must be brought before both houses of parlia-ment. Congress, he said, should be in-

#### WESTERN COMPANY RAISES SUGAR PRICE MILITIAMAN POTTER

San Francisco, Dec. 4.-The Westaction which apparently caused the increase of prices here today. Local dealers say there would be no great surprise occasioned were the Western surprise occasioned were the western company to elevate prices again in the near future, as the market here is still 30 cents per 100 pounds less than the rates in New York, which is an unusual condition, as sugar prices are generally lower in New York than in San Francisco.

WOMAN FATALLY INJURED.

Jacksonville, Ill., Dec. 4.—On account of a spreading track a Jacksonville & St. Louis passenger train was wrecked today near Pisgah, one passenger coach rolling down an embankment. Mrs. George Gilmore of Nortonville

#### MEMORIAL SERVICE FOR REV. DR. PARKER

London, Dec. 4 .- A .memorial service for the late Dr. Parker was held in the City Temple this morning. It was an impressive demonstration. temple was filled with flowers and crowded with personal friends of the deceased and representatives of a score of religious organizations. The streets of religious organizations. The streets outside the building were filled with crowds who were unable to enter and who waited in the biting wind to see the coffin carried out for interment at Hampstead. The music included Dr. Parker's favorite hymns and Tennyson's "Crossing the Bar." Dr. Clifford and Dr. Robertson Nicholl officiated. Dr. Nicholl, who preached the funeral sermon said:

sermon, said:
"The Christian church has mourned one of its greatest preachers and free churchmen must feel how rich they had been and how poor they had not

#### JULIAN RALPH WILL RAPIDLY RECOVER

St. Louis, Dec. 4.-Julian Ralph, the

# COURT WILL PROTECT

Schenectady, N. Y., Dec. 4.-Supreme ern Sugar Refining company today sent out circulars to all the wholesale gro-cery houses in California, Oregon, Ne-vada and Washington, notifying them Vada and Washington, notifying them that until further notice the price of all grades of refined sugar would stand advanced 40 cents per 100 pounds. All grades of refined sugar were advanced to points in New York yesterday, an

### WOMAN FATALLY INJURED.

Mrs. George Gilmore of Nortonville received probably fatal injuries and seven others were slightly injured.

# MINERS FAST IN POVERTY'S GRIP

One Man Worked Seven Years and Saved \$60.

#### SMALL NUMBER OWN HOMES

INTERESTING TESTIMONY BE-FORE STRIKE COMMISSION.

(CRANTON, Pa., Dec. 4.-At to- + ) day's session of the anthra-+ cite strike commission the + + representatives of the mine work- + + ers continued to call witnesses, + + most particularly mine workmen, + + who told their story of conditions + + as they exist in the Hazleton, or +

+ middle, coal fields. The miners tried to show by these witnesses that the Coxe and other companies had violated the agreement entered into by both sides when the commission was appointed that the strikers should return to work and be given their old places back, where they had not already been filled. Some of the witnesses called testified that they were not given back their old places, and maintained that men prominent in the union in the various localities during the strike were discriminated against.

Mine Inspectors to Appear. The commission has decided to invite the mine inspectors to appear be-fore them, because the miners assert that the workmen fear to inform the mine inspectors of dangerous or un-healthy places in the mines because the inspectors are usually accompanied by some representative of the company, who may cause the man's dismissal. This is a new point before the commis-

ing to a settlement outside the commission continue to be heard. Lawyers admit that they have heard such rumors, but say they know nothing about a possible settlement. Whatever is done will be first decided upon in New York, where those in authority to act are located. Several attorneys, among them W. W. Ross of the Delaware, Lackawanna & Western company, have returned to the metropolis. Whether or not it is in connection with peace negotiations cannot be learned here. The opinion still prevails here that the operators and the miners will agree on most points before the commission concludes its hearings.

Union Man Tempted. ing to a settlement outside the commis-

Union Man Tempted.

Andrew Mattey, a Slavonian, who was employed at Coxe Brothers & Co.'s, was the first witness called. He was the president of his local union and the president of his local union and was told by the company, he said, that if he quit the union he would be given a boss job. He refused, and later was given such bad work that he gave up his job. He said he was the means of bringing fourteen Slavonians to this country at the instance of a breaker boss at the Coxe mines. They were promised \$1.10 a day, but received only 65 to 80 cents a day.

When the witness was asked by Mr. Darrow how many times he had seen the mine inspector in the mines, Commissioner Watkins asked the purpose

missioner Watkins asked the purpose of the question.

Mr. Darrow said that as a rule the mine inspector is accompanied by a company official, and therefore a miner

should be unaccompanied and their at-

It was decided to invite all mine inspectors to testify regarding the point

### Saved \$60 in Seven Years.

John G. Strenix, an Englishman, followed Mattey. He said he averaged about \$300 a year, and had worked in the mines for thirty years.

John Farari, an Austrian, formerly employed by the Coxe company, said he was able to save only \$60 in the last seven years. ast seven years. Jackson Ansbach of the Hazleton re-

Jackson Ansbach of the Hazieton region was an interesting witness, because he is the first fireman to appear before the commission. He said he received \$1.57 for a day of twelve hours and his assistant \$1.26. On every other Sunday, when he and his assistant shifted from day to night work, they were compelled to work twenty-four hours straight without relief. This hours straight without relief. This statement caused a buzz through the court room, and every commissioner straightened up and became more interested. In answer to a question put by the commission, he said he was off one day every two weeks, thus working six days one week and eight days the

six days one week and eight days the following week.

"Supposing you should fall asleep when you work on the long shift of twenty-four hours, what would happen?" asked Mr. Darrow.

"Well," he replied. "if I slept long enough the fans would stop, gas would

(Continued on Page 2.)

# SECRETARY HITCHCOCK'S DECISION

WAS A HARD BLOW TO OIL DRILLERS

that the secretary of the interior had decided the Spring valley oil land contest case, which was brought by the American Consolidated Oil company against the Union Pacific railroad to prove that the land in question was more valuable for oil mining than for other purposes, in favor of the railroad company. The character of the ground, and the indisputable proof of the excompany. The character of the ground, and the indisputable proof of the existence of oil in paying quantities appeared to be sufficient ground for the awarding of a verdict for the oil company, and with this belief, not only the

Oil Men Paralyzed.

Alternate Sections Open. peared to be sufficient ground for the awarding of a verdict for the oil company, and with this belief, not only the American company, but many other concerns have gone ahead with development work and have spent thousands of dollars in the vicinity of Spring valley.

Alternate Sections Open.

It is generally believed that the secretary's opinion that the land in question is principally valued for its coal, and is, therefore, excepted from the company cannot be denied a patent, and that the oil company cannot longer prospect for oil thereon is not well

prospect for oil thereon, is not well taken. As the railroad company owns alter-

# (Special to The Herald.) Evanston, Wyo., Dec. 4.—Had a bomb exploded in Evanston no more surprise could have been caused than by the announcement from Washington today that the secretary of the interior had t